

Request for Quotations – Scope of work

For the provision to appoint a service provider to Re-line and re-seal 2 barrel test reservoir's at wagon maintenance depot Trichardt as per attached specification for a once off period



RFQ Number TE23-GMX-07L-04055

Dear Bidder,

SBD 1 FORM

PART A - INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF TRANSNET ENGINEERING, A DIVISION TRANSNET SOC LTD

BID NUMBER:	TE23-GMX-07L-04055	ISSUE DATE:	11 August 2023	CLOSING DATE:	23 August 2023	CLOSING TIME:	12H00 PM
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DESCRIPTION For the provision to appoint a service provider to Re-line and re-seal 2 barrel test reservoir's at wagon maintenance depot Trichardt as per attached specification for a once off period

BID RESPONSE DOCUMENTS SUBMISSION

Transnet has implemented a new electronic tender submission system, the e-Tender Submission Portal, in line with the overall Transnet digitalization strategy where suppliers can view advertised tenders, register their information, log their intent to respond to bids and upload their bid proposals/responses on to the system.

RESPONDENTS ARE TO UPLOAD THEIR BID RESPONSE PROPOSALS ONTO THE TRANSNET SYSTEM AGAINST EACH TENDER/RFQ SELECTED.

The Transnet e-Tender Submission Portal can be accessed as follows:

- Log on to the Transnet eTenders management platform website/Portal (transnetetenders.azurewebsites.net) (please use **Google Chrome** to access Transnet link/site free of charge);
- Click on "ADVERTISED TENDERS" to view advertised tenders;
- Click on "SIGN IN/REGISTER – for bidder to register their information (must fill in all mandatory information);
- Click on "SIGN IN/REGISTER" - to sign in if already registered;
- Toggle (click to switch) the "Log an Intent" button to submit a bid;
- Submit bid documents by uploading them into the system against each tender selected.
- No late submissions will be accepted. The bidder guide can be found on the Transnet Portal transnetetenders.azurewebsites.net

Note to the bidders:

Bidders are required to ensure that electronic bid submissions are done at least a day before the closing date to prevent issues which they may encounter due to their internet speed, bandwidth or the size of the number of uploads they are submitting. Transnet will not be held liable for any challenges experienced by bidders as a result of the technical challenges. Please do not wait for the last hour to submit. A Bidder can upload 30mb per upload and multiple uploads are permitted.

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO		TECHNICAL ENQUIRIES MAY BE DIRECTED TO:	
CONTACT PERSON	Japie Steyn	CONTACT PERSON	Not Applicable
TELEPHONE NUMBER	011 820 2206	TELEPHONE NUMBER	Not Applicable
FACSIMILE NUMBER	Not Applicable	FACSIMILE NUMBER	Not Applicable
E-MAIL ADDRESS	Japie.steyn@transnet.net	E-MAIL ADDRESS	Not Applicable
SUPPLIER INFORMATION			

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NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE	UNIQUE REGISTRATION REFERENCE NUMBER: MAAA:
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE	TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT		[TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No
[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT MUST BE SUBMITTED FOR PURPOSES OF COMPLIANCE WITH THE B-BBEE ACT]					
1.ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]		2.ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?		<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER QUESTIONNAIRE BELOW]
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?					<input type="checkbox"/> YES <input type="checkbox"/> NO
DOES THE ENTITY HAVE A BRANCH IN THE RSA?					<input type="checkbox"/> YES <input type="checkbox"/> NO
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?					<input type="checkbox"/> YES <input type="checkbox"/> NO
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?					<input type="checkbox"/> YES <input type="checkbox"/> NO
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?					<input type="checkbox"/> YES <input type="checkbox"/> NO
IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 1.3 BELOW.					

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PART B

TERMS AND CONDITIONS FOR BIDDING

1. TAX COMPLIANCE REQUIREMENTS

- 1.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
- 1.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
- 1.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.
- 1.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
- 1.5 IN BIDS WHERE UNINCORPORATED CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
- 1.6 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.

NB: FAILURE TO PROVIDE / OR COMPLY WITH ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

SIGNATURE OF BIDDER:

CAPACITY UNDER WHICH THIS BID IS SIGNED:

(Proof of authority must be submitted e.g. company resolution)

DATE:

1. Scope of Works/Requirements

For more detailed scope of works refer to annexure A

2 Evaluation Criteria

Transnet will utilise the following methodology and criteria in selecting a preferred Supplier/Service provider:

STEP ONE (1) – Test for Administrative Responsiveness

The test for administrative responsiveness will include the following:

Administrative responsiveness check
• Whether the Bid has been lodged on time
• Whether all Returnable Documents and/or schedules [where applicable] were completed and returned by the closing date and time
• Verify the validity of all returnable documents

SECTION 10: CERTIFICATE OF ATTENDANCE OF COMPULSORY/

[if applicable]

It is hereby certified that –

1. _____

2. _____

Representative(s) of _____ *[name of entity]*

attended the site meeting / RFQ briefing in respect of the proposed Goods/Services to be rendered in terms of
this RFP on _____ 20____

TRANSNET'S REPRESENTATIVE

RESPONDENT'S REPRESENTATIVE

DATE _____

DATE _____

EMAIL _____

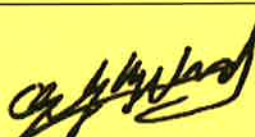
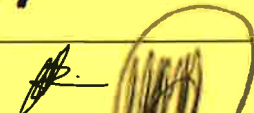


NOTE:

This certificate of attendance must be filled in duplicate, one copy to be kept by Transnet and the other copy to be kept by the bidder.

D1303

Specification

TE-IMS-PEMM ASSETS KDS-SPEC 153

Description:				
Specification for re-lined/seal Barrel testing facility reservoirs at Trichardt Wagons Depot.				
Compiled By:	Dries Myburgh		Date:	27 / 06 / 2023
Recommended By:	Benjamin Mosia		Date:	27/06/2023
Approved by:	Awelani Radzilane		Date:	27/06/23
Risk:	Anne Motau		Date:	28/06/2023
Local Business:	Wagons Depot			
Location:	Trichardt			

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1. Scope of Work

This specification requirement covers all the requirements that will be needed to inform the supplier/vendor/manufacture to carry out what is expected from him/her: The contract will be awarded as a turnkey project and the contractor will be responsible for all the work specified.

This specification states the minimum requirements relating to the work and in no way absolves the contractor from responsibility for sound engineering practice. Any omissions or sub-standard requirements of this specification must be brought to the attention of Transnet Engineering KOEDOEPOORT at tender stage and optional prices for addressing such omissions must be provided.

The Supplier shall supply all the labour, tools, material, equipment, consumables, facilities, testing and supervision required for the supply of the specified equipment at site during erection, pre-commissioning and commissioning activities.

2. Site Inspection

Tenderers must visit the site to familiarize themselves with all the aspects involved relating to the project that must be done. This must be arranged via the Contract Manager. The site inspection certificate will be counter-signed by the Contract Manager on day of the site visit. The tender documents must only be submitted if the site inspection certificate has been signed.

3. Information Required

Tenders shall be in duplicate and will not be considered if full particulars of all relevant equipment and works requested are not submitted at the tender stage, to ensure an objective assessment of the offer can be made. Tenderers shall confirm that the items that they are offering comply at a standard not less than the minimum required requirement asked for in the specifications. Tenderers must comply to these specifications, but alternative offers may, in addition, also be submitted. Such alternative offers must be fully motivated and substantiated.

4. Specific Requirements:

- Comply with the Occupational Health and Safety Act (Act85 of 1993), as amended.
- Adhere to the Construction Regulations of the Occupational Health and Safety Act (Act85 of 1993), as amended.
- The contractor to have SAFETY INDUCTION, and have valid permits when entering Transnet Engineering.
- The contractor to have a SAFETY FILE, SITE INSTRUCTION BOOK on site at all times.
- All measurements and amounts must be stipulated in quote.
- Contractor's name board will at all times be visible.
- A supervisor will be on site at all times.
- Rubble will be removed from site daily.
- **Site Cleaning:**
 - All rubble shall be removed daily and disposed at approved dumping site.

- Supplier to provide TE with a valid waste manifest.
- The correct PPE must be worn at all times. (Harnesses ropes, etc.)
- During and on completion of the project, there will be SHE inspections and Risk assessments done on the site that the supplier/vendor is working on, which will be reported to the project manager.
- Failure to comply will result in a stop certificate being issued and the supplier will be required to leave the site until the situation is rectified.
- All scaffolding used to be SANS approved.
- All employees who will be working at height to have medical fitness certificate and proof of competency training thereof.
- Valid letter of good standing with Workman's Compensation.
- Failure to comply will result in a stop certificate being issued and the supplier will be required to leave the site until the situation is rectified.
- Comply with Transnet Engineering SHE Specification for contract work Version 02.

5. Technical Requirements:

All equipment and installation whether detailed in this specification or not shall comply with the requirements of the Occupational Health and Safety Act 85 of 1993 as amended. Sudden power losses will not have an adverse effect on equipment and shall not unduly delay return to operation after power is restored.

6. Codes of Practice, Regulations & Standards:

The tenderer shall specify which statutory, or industry rules will be applied for the equipment to be working successfully and safely and shall indicate the designed life span.

7. Operational Parameters:

7.1 Environment:

The equipment will be required to operating in the climatic conditions of t:

7.2 Safety Features:

The tenderer shall indicate all the safety features installed on the equipment and describe fully its operational standard/s.

7.3 Special Requirements:

The tenderer shall indicate any tooling, lifting attachments etc. which is not considered to be standard accessories for the equipment at hand and will be required to operate the equipment effectively and safely.

7.4 Controls:

The tenderer shall indicate the type of controls and layout to operate the equipment. This must also include backup and emergency systems.

7.5 Markings:

The tenderer shall conspicuously mark the equipment with following info as a minimum: all PPE to be worn, technical data, dates of manufacture, manufacturer's details etc.

8. Power Supply & Services:

The tenderer shall indicate the electrical power supply and air (if applicable) required operating the equipment.

9. Foundation:

The tenderer shall indicate the foundation design required for the equipment.

10. Documentation:

The tenderer shall supply the following manuals during commissioning:

Operation Manuals x 4 hard copies and CDs, Maintenance Manuals x 4 hard copies and CDs and Spare Catalogues x 4 hard copies and CDs. Full details of recommended lubricants to be furnished with possible suppliers.

11. Testing:

The tenderer shall indicate the performance/s standard which the equipment will be subjected to.

12. Training:

The tenderer shall supply the high-level training scope for the operators, millwrights, electricians and electronics technician. The supplier shall indicate if the training is accredited and furnish with such accreditation number or reference quote and the body that is issuing such accreditation.

13. Specific Requirements:

ITEM NO.	REQUIREMENTS	DETAILS OF OFFER Comply (Yes) / Do not comply (No)
1.	Scope of work re-line/re-seal reservoirs: <ul style="list-style-type: none"> ➤ All pipes and connections to be removed from reservoirs. ➤ Clean out reservoirs on inside from all dirt. ➤ Prepare reservoirs to be re-lined/re-sealed. 	
2.	<u>PREPARE RESEVOIRS TO BE RE-LINED/RE-SEALED:</u> <ul style="list-style-type: none"> ➤ Remove roof sheet & roof structure and side panel of reservoirs according to manufacturer's specification to install pre-manufactured liner. 	

ITEM NO.	REQUIREMENTS	DETAILS OF OFFER Comply (Yes) / Do not comply (No)
	<ul style="list-style-type: none"> ➤ Ensure that inside floor bed of reservoir is clean and floor bed is suitable according to manufactures' specifications. ➤ Install liner into reservoirs and close -up side panel, roof structure & roof. ➤ Check and secure all side panels bolts and ensure stability of reservoirs. <p><u>DISASSEMBLE PIPES & FITTINGS FROM RESERVOIRS AND CLEAN INSIDE:</u></p> <ul style="list-style-type: none"> ➤ Disassemble all pipes fittings from reservoirs. ➤ Disassemble all fitting, pipes in demarcated area. ➤ Strip inside walls from any linings sealing material completely. ➤ Brush down all excess material from reservoirs wall on inside. ➤ Strip reservoir floor from any material. ➤ Clean floor by sweeping all any dirt. ➤ Use industrial vacuum to vacuum reservoir's inside to be dust free and clean. <p><u>MANUFACTURE AND INSTALL INNER LINER OF RESERVOIRS:</u></p> <ul style="list-style-type: none"> ➤ NB: ALL MEASUREMENTS SHALL BE TAKEN ON SITE DURING SITE BRIEFING THAT WILL BE HELD. ➤ Minimum specification of PVC liner 700 microns. 	



ITEM NO.	REQUIREMENTS	DETAILS OF OFFER Comply (Yes) / Do not comply (No)
	<ul style="list-style-type: none"> ➤ PVC inner liner will be manufacture and assembled with "HIGH FREQUENCY WELDING". ➤ All work done will be by qualified artisan. ➤ Inner liner will be transported to site in Trichardt Wagons Depot. ➤ Install inner liner on site and secure properly. ➤ Install all pipes and connections that were removed and stored. ➤ Pipes that run underneath the ground to be secured properly. ➤ Pipes from underneath that runs above ground to be calvinized pipes installed properly with stabilizer brackets. ➤ All connections will be done properly to ensure no leakages. ➤ All pipes around reservoirs should be secured with hold down bracket to ensure stability. ➤ All pipes towards facility to be connected and secured properly. ➤ After all connections have been done pipes been secured, a test will be conducted for any leaks "this test will be conducted with Project Manager present on site and will be recorded in site instruction book." <p><u>ASSEMBLE ROOF STRUCTURE AND ROOF SHEETS AND SIDE WALL PANELS:</u></p> <ul style="list-style-type: none"> ➤ Assemble roof structure exactly the way it was as mentioned above. ➤ Secure properly to ensure stability. ➤ Assemble roof sheets the way it was removed and secure properly. 	

ITEM NO.	REQUIREMENTS	DETAILS OF OFFER Comply (Yes) / Do not comply (No)
	<ul style="list-style-type: none"> ➤ Roof leak test must be conducted. ➤ No open holes will be allowed all holes or potential leak openings will be sealed to ensure no leaks. 	

14. References:

Standard operating procedure for specification of contract work.

15. Painting:

The supplier shall indicate the code of practice to which painting, and surface preparation will conform to.

16. Quality Control:

The contractor shall provide a quality control plan with the tender indicating how quality will be assured.

17. Installation and Commissioning:

A detailed program (project-plan/gantt-chart) shall be submitted with the tender, indicating the main activities and periods necessary up to handover. The bidder shall submit with their tender a detail erection and installation procedure.

The contractor shall be fully responsible for any damage caused to all supplied equipment and to Transnet Rail Engineering's assets during the installation, testing and commissioning. The supplier shall conduct a risk assessment as to identify anything that might hinder the installation of the equipment.

18. Guarantee:

The contractor shall guarantee for a period of 12 months minimum (preferably 24 months or more) after successful commissioning and free from any defects in design, workmanship, and material, and are in accordance with the Contract, unless otherwise agreed in writing.

The Contractor shall agree to replace, fix any defects at his cost any defective or poor workmanship discovered within the guaranteed period.

19. After Sales Support:

Tenderers shall state whether all essential renewable parts for the equipment will be readily available in the Republic of South Africa.

The tenderer shall guarantee the supply of spares for a minimum of 20-years after commissioning.

Tenderers shall state what after-sales service can be offered.





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- Verify if the Bid document has been duly signed by the authorised respondent

STEP TWO (2) – Test for Substantive Responsiveness to RFQ

The test for substantive responsiveness to this RFQ will include the following:

Check for substantive responsiveness
• Whether the Bid contains a 100% priced offer
• Whether the Bid materially complies with the scope and/or specification given
• Letter of good standing
• Proof of a valid hazardous waste transporter certificate.
• Attached certificate of attendance with tender document

STEP THREE: Minimum Threshold 60 points for Technical Criteria

- a) The test for the Technical and Functional threshold will include the following

Technical Evaluation Criteria	Points Weightings	Scoring guideline
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<p>1. Previous Work Experience:</p> <p>Submission of at Three (3) reference / testimonial letters indicating company's experience in the field of Water reservoirs re-lining and seal of reservoirs. Project relevant experience (List of previous projects undertaken by the Service Provider relating to similar work). Similar projects to be evaluated in terms of:</p> <p>Number of water reservoirs successfully re-lined and completed.</p> <p>Bidders must submit a proof of organisation's previous experience and knowledge in this type of work in the form of reference letters/ testimonial letters on clients' Letterhead and signed.</p>	40	0. Submitted no reference letter 0=0.00%
		1. Submitted 1 reference letter with contact details indicating relevant projects completed 1=13.33%
		2. Submitted 2 reference letters with contact details indicating relevant projects completed 2=26.67%
		3. Submitted 3 reference letters with contact details indicating relevant projects completed. 3=40.00%
<p>2. CVs and Qualifications of at least 3 Project Team Members (including Team Leader):</p> <p>CVs of project team members showing individual experiences and qualifications (certificates or diplomas Management, experience in water reservoirs sealing and re-lining.</p>	45	0. Submitted no CVs attached and/or submitted CVs showing irrelevant experience and qualifications 0=0%
		1. Submitted CVs and certified copies (3 months or less than 3 months old) of relevant qualifications of 1 project team member. 1=15.00%
		2. Submitted CVs and certified copies (3 months or less than 3 months old) of relevant qualifications of 2 project team members. 2=30.00%
		3. Submitted CVs and certified copies (3 months or less than 3 months old) of relevant qualifications of 3 project team members. 3 = 45.00%

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3. Compliance to Specifications on each requirement	15	0. Not complying to specification by signing the document 0 = 0.00% 1. Fully complaint with the specification by signing the document 1 =15.00%

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STEP 4 - EVALUATION: PRICE AND SPECIFIC GOALS

The following will be considered in the evaluation:

EVALUATION CRITERIA
▪ Price (80)
▪ Specific Goals (20)

a. SPECIFIC GOALS:

In terms of Transnet Preferential Procurement Policy (TPPP) and Procurement Manuals, the following preference points must be awarded to a bidder who provides the relevant required evidence for claiming points

Selected Specific	Number of points allocated (80/20)
B-BBEE Level of contributor – Level 1	15
B-BBEE Level of contributor - Level 2	10
+50% Black Youth Owned Entities	5
Non-Compliant and/or B-BBEE Level 3-8 contributors	0

b. EVIDENCE REQUIRED FOR CLAIMING SPECIFIC GOALS

In terms of Transnet Preferential Procurement Policy (TPPP) and Procurement Manuals, preference points must be awarded to a bidder for providing evidence in accordance with the table below:

Specific Goals	Acceptable Evidence
B-BBEE level of contributor	B-BBEE Certificate / Sworn- Affidavit / B-BBEE CIPC Certificate (in case of JV, a consolidated scorecard will be accepted) as per DTIC guideline
+50% Black Youth Owned Entities	Certified copy of ID Documents of the Owners and B-BBEE Certificate / Sworn- Affidavit / B-BBEE CIPC Certificate (in case of JV, a consolidated scorecard will be accepted) as per DTIC guideline

STEP 5 - Award of business

- Immediately after approval to award the **RFQ** has been received, the successful or preferred bidder(s) will be informed of the acceptance of his/their Quotation by way of a Letter of Award. Thereafter the final **purchase order** will be concluded with the successful bidder(s).

Otherwise, a final contract will be concluded and entered into with the successful Bidder at the acceptance of a letter of **For the provision to appoint a service provider to Re-line and re-seal 2 barrel test reservoir's at wagon maintenance depot Trichardt as per attached specification for a once off period** .as per the Scope of work below.

NB: - for fair price comparison, bidders must indicate whether they are VAT registered.

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Item No	Description of Item	Qty	Unit	Unit Price (ZAR)	TOTAL PRICE [ZAR]
1	Re-line barrel test reservoirs Trichardt	2	EA		
TOTAL PRICE, EXCL. VAT:					
VAT 15%					
TOTAL PRICE INCL. VAT					

VERY IMPORTANT**PLEASE SUBMIT YOUR CSD FORM AND A VALID TAX COMPLIANCE SYSTEM PIN**

BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS

Delivery address will be Transnet Engineering, TRICHARDT

1 FORMAL BRIEFING

A compulsory RFQ briefing session will be conducted at **WAGON MAINTENANCE DEPOT, TRICHARDT** on the **16 August 2023, at 10:00am for a period of ± 2hours**. [respondents to provide own transportation and accommodation]. The briefing session will start punctually, and information will not be repeated for the benefit of respondents arriving late.

- 1.1** A certificate of attendance in the form set out in section 8 hereto must be completed and submitted with your proposal as proof of attendance is required for a compulsory site RFQ briefing session.
- 1.2** Respondents failing to attend the compulsory RFQ briefing will be disqualified.
- 1.3** Respondents are encouraged to bring a copy of the RFQ to the site RFQ briefing session.
- 1.4** Bidders are required to confirm their attendance and to send their contact details including the number of representatives (where applicable) to the following address: [\[japie.steyn@transnet.net\]](mailto:japie.steyn@transnet.net). this is to ensure that transnet may make the necessary arrangements for the briefing session.

Discount:

Trade Discount : _____ % Settlement Discount _____ %
Price Firm Until : _____ Delivery Period : _____
Brand Name : _____

IF YOU HAVE NOT RECEIVED AN ORDER WITHIN 30 DAYS FROM VALIDITY DATE OF RFQ. PLEASE ACCEPT YOUR QUOTE WAS UNSUCCESSFUL

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PERMANENT MARKING OF MATERIAL, COMPONENTS AND PACKAGING.

It is a requirement from Transnet Engineering, for traceability purposes, that all material, components, spares and packaging be marked in such a way that it is traceable back to the supplier. Tenderers must ensure that material, components and spares offered on the tender, manufactured by a specific manufacturer, is what they will supply to the Transnet Engineering warehouse.

Should tenderers supply and material, components or spares other than what was requested and offered on the rfq/tender document such a tenderer's name will be removed from the list of approved suppliers for that specific item.

REQUIREMENT FOR DELIVERY OF MANUFACTURED MATERIAL/COMPONENTS:

Please ensure to send the relevant drawing/s with a validity date on together with the delivery or else the delivery can be rejected.

Ensure documents are stamped and signed by the inventory receiving store.

NEGOTIATION:

Transnet reserves the right to enter into post tender/rfq negotiations after the closing date of the RFQ.

2. **NB: Please note that the following documentation are to be submitted together with the quotation:**

3.1. Mandatory Returnable documents:

3.1.1. Completed pricing schedule

Failure to submit the above stated documents will result in your quotation been disqualified.

3.2. Essential Returnable documents:

3.2.1. SDB1 FORM

3.2.2. RFQ Declaration and Breach of Law Form

3.2.3. Protection of Personal Information

3.3. Returnable documents used for scoring:

3.3.1. Valid proof of Respondent's compliance to the Specific Goals evidence requirements

Failure to submit the above stated documents will result in you scoring a zero (0) points for the particular specific Goals.

Kindly note that if your company is interested in submitting a quotation then a response has to be submitted on or before **23 August 2023 at 12h00 PM.**

LATE TENDERS WILL BE DISQUALIFIED.

Validity Period

Transnet requires a validity period of **02 January 2024** from the closing date of this RFQ, excluding the first day and including the last day. Bidders are to note that they may be requested to extend the validity period of their bid, on the

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same terms and conditions, if the internal evaluation process has not been finalised within the validity period. However, once the adjudication body has approved the process and award of the business to the successful bidder(s), the validity of the successful bidder(s)' bid will be deemed to remain valid until a final contract has been concluded.

4. DISCLAIMERS

Please note that **Transnet reserves the right to:**

- a) modify the RFQ's Goods/Services and request Respondents to re-bid on any such changes;
- b) reject any Proposal which does not conform to instructions and specifications which are detailed herein;
- c) disqualify Proposals submitted after the stated submission deadline [closing date];
- d) award a contract in connection with this Proposal at any time after the RFQ's closing date;
- e) award a contract for only a portion of the proposed Goods/Services which are reflected in the scope of this RFQ;
- f) split the award of the contract between more than one Supplier/Service provider, should it at Transnet's discretion be more advantageous in terms of, amongst others, cost or developmental considerations; split award per each component/line item based on the lowest rank bidder.
- g) cancel the bid process;
- h) validate any information submitted by Respondents in response to this bid. This would include, but is not limited to, requesting the Respondents to provide supporting evidence. By submitting a bid, Respondents hereby irrevocably grant the necessary consent to Transnet to do so;
- i) request audited financial statements or other documentation for the purposes of a due diligence exercise;
- j) not accept any changes or purported changes by the Respondent to the bid rates after the closing date and/or after the award of the business, unless the contract specifically provided for it;
- k) to cancel the contract and/request that National Treasury place the Respondent on its Database of Restricted Suppliers for a period not exceeding 10 years, on the basis that a contract was awarded on the strength of incorrect information furnished by the Respondent or on any other basis recognised in law;
- l) to award the business to the next ranked bidder, provided that he/she is still prepared to provide the required Goods/Services at the quoted price, should the preferred bidder fail to sign or commence with the contract within a reasonable period after being requested to do so. Under such circumstances, the validity of the bids of the next ranked bidder(s) will be deemed to remain valid, irrespective of whether the next ranked bidder(s) were issued with a Letter of Regret. Bidders may therefore be requested to advise whether they would still be prepared to provide the required Goods/Services at their quoted price, even after they have been issued with a Letter of Regret.

Note that Transnet will not reimburse any Respondent for any preparatory costs or other work performed in connection with its Proposal, whether or not the Respondent is awarded a contract.

All clarifications prior to closing should be submitted onto the system or be directed to **Japie Steyn** via email: **japie.steyn@transnet.net**

5. DISCLOSURE OF CONTRACT INFORMATION

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Johannesburg Stock Exchange Debt Listing Requirements

Transnet may also be required to disclose information relating to the subsequent contract i.e. the name of the company, goods/services provided by the company, the value and duration of the contract, etc. in compliance with the Johannesburg Stock Exchange (JSE) Debt Listing Requirements.

Domestic Prominent Influential Persons (DPIP) OR Foreign Prominent Public Officials (FPPO)

Transnet is free to procure the services of any person within or outside the Republic of South Africa in accordance with applicable legislation. Transnet shall not conduct or conclude business transactions, with any Respondents without having:

- Considered relevant governance protocols;
- Determined the DPIP or FPPO status of that counterparty; and
- Conducted a risk assessment and due diligence to assess the potential risks that may be posed by the business relationship.

As per the Transnet Domestic Prominent Influential Persons (DPIP) and Foreign Prominent Public Officials (FPPO) and Related Individuals Policy available on Transnet website <https://www.transnet.net/search/pages/results.aspx?k=FPIDP#k=DPIP>, Respondents are required to disclose any commercial relationship with a DPIP or FPPO (as defined in the Policy) by completing the following section:

The below form contains personal information as defined in the Protection of Personal Information Act, 2013 (the "Act"). By completing the form, the signatory consents to the processing of her/his personal information in accordance with the requirements of the Act. Consent cannot unreasonably be withheld.						
Is the Respondent (Complete with a "Yes" or "No")						
A DPIP/FPPO		Closely Related to a DPIP/FPPO		Closely Associated to a DPIP/FPPO		
List all known business interests, in which a DPIP/FPPO may have a direct/indirect interest or significant participation or involvement.						
No	Name of Entity / Business	Role in the Entity / Business (Nature of interest/ Participation)	Shareholding %	Registration Number	Status (Mark the applicable option with an X)	
					Active	Non-Active
1						
2						
3						

Respondents declaring a commercial relationship with a DPIP or FPPO are to note that Transnet is required to annually publish on its website a list of all business contracts entered into with DPIP or FPPO. This list will include successful Respondents, if applicable.

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RFQ DECLARATION AND BREACH OF LAW FORM

NAME OF ENTITY: _____

We _____ do hereby certify that:

1. Transnet has supplied and we have received appropriate responses to any/all questions [as applicable] which were submitted by ourselves for RFQ Clarification purposes;
2. We have received all information we deemed necessary for the completion of this Request for Quotation [RFQ];
3. We have been provided with sufficient access to the existing Transnet facilities/sites and all relevant information relevant to the Supply of the Goods as well as Transnet information and Employees, and have had sufficient time in which to conduct and perform a thorough due diligence of Transnet's operations and business requirements and assets used by Transnet. Transnet will therefore not consider or permit any pre- or post-contract verification or any related adjustment to pricing, service levels or any other provisions/conditions based on any incorrect assumptions made by the Respondent in arriving at his Bid Price.
4. At no stage have we received additional information relating to the subject matter of this RFQ from Transnet sources, other than information formally received from the designated Transnet contact(s) as nominated in the RFQ documents;
5. We have complied with all obligations of the Bidder/Supplier as indicated in the Transnet Supplier Integrity Pact which includes but are not limited to ensuring that we take all measures necessary to prevent corrupt practices, unfairness and illegal activities in order to secure or in furtherance to secure a contract with Transnet;
6. We are satisfied, insofar as our entity is concerned, that the processes and procedures adopted by Transnet in issuing this RFQ and the requirements requested from Bidders in responding to this RFQ have been conducted in a fair and transparent manner;
7. We declare that a family, business and/or social relationship **exists / does not exist** [delete as applicable] between an owner / member / director / partner / shareholder of our entity and an employee or board member of Transnet including any person who may be involved in the evaluation and/or adjudication of this Bid;
8. We declare that an owner / member / director / partner / shareholder of our entity **is / is not** [delete as applicable] an employee or board member of the Transnet;
9. In addition, we declare that an owner / member / director / partner / shareholder/employee of our entity **has / has not been** [delete as applicable] a former employee or board member of Transnet in the past 10 years. I further declare that if they were a former employee or board member of Transnet in the past 10 years that they **were/were not** involved in the bid preparation or had access to the information related to this RFQ; and
10. If such a relationship as indicated in paragraph 7, 8 and/or 9 exists, the Respondent is to complete the following section:

FULL NAME OF OWNER/MEMBER/DIRECTOR/

PARTNER/SHAREHOLDER/EMPLOYEE: _____

ADDRESS: _____

Indicate nature of relationship with Transnet:

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[Failure to furnish complete and accurate information in this regard will lead to the disqualification of a response and may preclude a Respondent from doing future business with Transnet]. Information provided in the declarations may be used by Transnet and/or its affiliates to verify the correctness of the information provided]

11. We declare, to the extent that we are aware or become aware of any relationship between ourselves and Transnet [other than any existing and appropriate business relationship with Transnet] which could unfairly advantage our entity in the forthcoming adjudication process, we shall notify Transnet immediately in writing of such circumstances.

BIDDER'S DISCLOSURE (SBD4)

12 PURPOSE OF THE FORM

12.1 Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

12.2 Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

13 Bidder's declaration

13.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest¹ in the enterprise, employed by the state?

YES/NO

13.1.1. If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

Full Name	Identity Number	Name of State institution

¹ the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.

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13.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution?

YES/NO

13.2.1. If so, furnish particulars:

.....
.....

13.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract?

YES/NO

13.3.1. If so, furnish particulars:

.....
.....

14 DECLARATION

I, the undersigned, (name)..... in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

14.1 I have read and I understand the contents of this disclosure;

14.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;

14.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.

14.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.

14.5 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

14.6 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.

² Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

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14.7 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 12, 13 and 14 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

BREACH OF LAW

We further hereby certify that *I/we **have/have not been*** [delete as applicable] found guilty during the preceding 5 [five] years of a serious breach of law, including but not limited to a breach of the Competition Act, 89 of 1998, by a court of law, tribunal or other administrative body. The type of breach that the Respondent is required to disclose excludes relatively minor offences or misdemeanours, e.g. traffic offences. This includes the imposition of an administrative fine or penalty.

Where found guilty of such a serious breach, please disclose:

NATURE OF BREACH:

DATE OF BREACH: _____

Furthermore, I/we acknowledge that Transnet SOC Ltd reserves the right to exclude any Respondent from the bidding process, should that person or entity have been found guilty of a serious breach of law, tribunal or regulatory obligation.

SIGNED at _____ on this _____ day of _____ 20____

For and on behalf of _____ duly authorised hereto	AS WITNESS:
Name:	Name:
Position:	Position:
Signature:	Signature:
Date:	Registration No of Company/CC _____
Place:	Registration Name of Company/CC _____

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PROTECTION OF PERSONAL INFORMATION

1. The following terms shall bear the same meaning as contemplated in Section 1 of the Protection of Person information act, No.4 of 2013.("POPIA"):

consent; data subject; electronic communication; information officer; operator; person; personal information; processing; record; Regulator; responsible party; special information; as well as any terms derived from these terms.
2. Transnet will process all information by the Respondent in terms of the requirements contemplated in Section 4(1) of the POPIA:

Accountability; Processing limitation; Purpose specification; Further processing limitation; Information quality; Openness; Security safeguards and Data subject participation.
3. The Parties acknowledge and agree that, in relation to personal information that will be processed pursuant to this RFQ, the Responsible party is "Transnet" and the Data subject is the "Respondent". Transnet will process personal information only with the knowledge and authorisation of the Respondent and will treat personal information which comes to its knowledge as confidential and will not disclose it, unless so required by law or subject to the exceptions contained in the POPIA.
4. Transnet reserves all the rights afforded to it by the POPIA in the processing of any of its information as contained in this RFQ and the Respondent is required to comply with all prescripts as detailed in the POPIA relating to all information concerning Transnet.
5. In responding to this bid, Transnet acknowledges that it will obtain and have access to personal information of the Respondent. Transnet agrees that it shall only process the information disclosed by Respondent in their response to this bid for the purpose of evaluating and subsequent award of business and in accordance with any applicable law.
6. Transnet further agrees that in submitting any information or documentation requested in this RFQ, the Respondent is consenting to the further processing of their personal information for the purpose of, but not limited to, risk assessment, assurances, contract award, contract management, auditing, legal opinions/litigations, investigations (if applicable), document storage for the legislatively required period, destruction, de-identification and publishing of personal information by Transnet and/or its authorised appointed third parties.
7. Furthermore, Transnet will not otherwise modify, amend or alter any personal data submitted by the Respondent or disclose or permit the disclosure of any personal data to any third party without the prior written consent from the Respondent. Similarly, Transnet requires the Respondent to process any personal information disclosed by Transnet in the bidding process in the same manner.
8. Transnet shall, at all times, ensure compliance with any applicable laws put in place and maintain sufficient measures, policies and systems to manage and secure against all forms of risks to any information that may be shared or accessed pursuant to this RFQ (physically, through a computer or any other form of electronic communication).
9. Transnet shall notify the Respondent in writing of any unauthorised access to information, cybercrimes or suspected cybercrimes, in its knowledge and report such crimes or suspected crimes to the relevant authorities in accordance with applicable laws, after becoming aware of such crimes or suspected crime. The Respondent must take all necessary

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remedial steps to mitigate the extent of the loss or compromise of personal information and to restore the integrity of the affected personal information as quickly as is possible.

10. The Respondent may, in writing, request Transnet to confirm and/or make available any personal information in its possession in relation to the Respondent and if such personal information has been accessed by third parties and the identity thereof in terms of the POPIA. The Respondent may further request that Transnet correct (excluding critical/mandatory or evaluation information), delete, destroy, withdraw consent or object to the processing of any personal information relating to the Respondent in Transnet's possession in terms of the provision of the POPIA and utilizing Form 2 of the POPIA Regulations.
11. In submitting any information or documentation requested in this RFQ, the Respondent is hereby consenting to the processing of their personal information for the purpose of this RFQ and further confirming that they are aware of their rights in terms of Section 5 of POPIA

Respondents are required to provide consent below:

YES		NO	
------------	--	-----------	--

12. Further, the Respondent declares that they have obtained all consents pertaining to other data subject's personal information included in its submission and thereby indemnifying Transnet against any civil or criminal action, administrative fines or other penalty or loss that may arise as a result of the processing of any personal information that the Respondent submitted.
13. The Respondent declares that the personal information submitted for the purpose of this RFQ is complete, accurate, not misleading, is up to date and may be updated where applicable.

Signature of Respondent's authorised representative: _____

Should a Respondent have any complaints or objections to processing of its personal information, by Transnet, the Respondent can submit a complaint to the Information Regulator on <https://www.justice.gov.za/inforeg/>, click on contact us, click on complaints.IR@justice.gov.za